

Serial No. **51365**

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office **SEP 25 1987**

Returned to applicant for correction

Corrected application filed Map filed **OCT 9 1986** PBU under 35534
2-25-85 under 48874 POD

The applicant **Dalton Livestock**

Clover Valley of **Wells**
Street and No. or P.O. Box No. City or Town

Nevada 89835 hereby make Application for permission to change the
State and Zip Code No.

Point of Diversion

Point of diversion, manner of use, and/or place of use
of water heretofore appropriated under **Permit 48875**
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and
Identify right in Decree.)

1. The source of water is **Underground**
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed **1.2 cfs**
Second foot, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for **Irrigation**
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for **Irrigation**
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point **SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34, T 35 N,**
Describe as being within a 40-acre subdivision of public survey and by course and
R 62 E, MDB & M., at a point from which the SW corner of said Section
distance to a section corner. If on unsurveyed land, it should be stated.
34 bears S 89° 50' 00" W, 1316.40 feet.
6. The existing permitted point of diversion is located within **SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34, T 35 N,**
If point of diversion is not changed, do not answer.
R 62 E, MDB & M., at a point from which the SW corner of said Section
34 bears S 89° 50' 00" W, 1350.00 feet.
7. Proposed place of use **Lot 3, Lot 4, S $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 3, Lot 1, Lot 2,**
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
S $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 4, T 34 N, R 62 E, MDB & M. 320 acres
8. Existing place of use **Same as above**
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from **January 1** to **December 31** of each year.
Month and Day Month and Day
10. Use was permitted from **January 1** to **December 31** of each year.
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) **Well, Pipeline, Ditches and**
State manner in which water is to be diverted, i.e. diversion structure, ditches,
Sprinkler System.
pipes and flumes, or drilled well, etc.
12. Estimated cost of works **\$15,000**
13. Estimated time required to construct works **3 years**

14. Estimated time required to complete the application of water to beneficial use..... 5 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Please use the map that accompanied application for Proof of Beneficial Use and to change the Point of Diversion under permit nos. 42989 and 42990 by Dalton Livestock for the map to accompany this Point of Diversion change. While conducting the survey for Beneficial Use, it was noted that the well was in a different 40 acres.

s/ Robert E. Morley
By..... Robert E. Morley, Agent
515 South Fifth Street
Elko, Nevada 89801

Compared.....jm/ pm..... pm/se

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of the waters of an underground source as heretofore granted under Permit 48875 is issued subject to the terms and conditions imposed in said Permit 48875 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 35534, 35535, 35536, 37885, 42818, 51365 and 51366 shall not exceed 1280 acre-feet annually.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 1.2 cubic feet per second, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before..... November 3, 1988

Proof of completion of work shall be filed before..... December 3, 1988

Application of water to beneficial use shall be made on or before..... November 3, 1989

Proof of the application of water to beneficial use shall be filed on or before..... December 3, 1989

Map in support of proof of beneficial use shall be filed on or before..... December 3, 1989

Completion of work filed..... DEC 15 1988 IN TESTIMONY WHEREOF, I..... PETER G. MORROS
State Engineer of Nevada, have hereunto set my hand and the seal of
Proof of beneficial use filed..... DEC 15 1988
my office, this..... 3rd day of..... June

Cultural map filed..... DEC 15 1988

Certificate No. 12346 Issued NOV 14 1989

A.D. 19 88

[Signature]
State Engineer

WITHDRAWN BY AGENT DEC 02 2005
[Signature] STATE ENGINEER